

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 143 carefully examined and compared, and find the same correctly engrossed.
STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 153 carefully examined and compared, and find the same correctly engrossed.
STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 162 carefully examined and compared, and find the same correctly engrossed.
STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 163 carefully examined and compared, and find the same correctly engrossed.
STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 168 carefully examined and compared, and find the same correctly engrossed.
STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 179 carefully examined and compared, and find the same correctly engrossed.
STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 3, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 101 carefully examined and compared, and

find the same correctly enrolled, and have this day at 11:45 o'clock a. m. presented same to the Governor for her approval.

FLOYD, Chairman.

NINETEENTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, February 5, 1925.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Parr.
Berkeley.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Absent.

Murphy. Witt.

Absent—Excused.

Bledsoe.

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Bailey.

Excused.

Senator Murphy was excused for today and balance of the week, on motion of Senator Wirtz.

Petitions.

Senator Moore of Cooke offered a telegram from Sherman Council Parents and Teachers urging the appropriation for the Girls' Training School at Gainesville.

Bills and Resolutions.

By Senator Moore of Hunt:

S. B. No. 240, A bill to be entitled "An Act to amend Chapter 63, Local and Special Laws of the Third Called Session of the Thirty-sixth Legisla-

ture, same being an Act creating the Dixon Independent School District in Hunt County, Texas, by redefining its boundaries and by adding thereto Sections 2a, 2b, 2c and 2d authorizing said Dixon Independent School District to issue bonds under the provisions of the General Laws for the purpose of providing funds to be expended in payment of accounts legally contracted in constructing and equipping public free school buildings in said district, or for the purpose of purchasing, constructing, repairing or equipping public free school buildings within the limits of said district and the purchase of the necessary sites therefor; validating bond issue for said purpose heretofore authorized by a majority of the property taxpaying voters of said district, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Reid:

S. B. No. 241, A bill to be entitled "An Act creating and incorporating the Silverton Independent School District, of Briscoe County, Texas, for free school purposes only, defining its boundaries, vesting it with all the rights, powers duties and privileges of independent school districts under the General Laws of Texas pertaining thereto, providing for a board of trustees, raising of revenue by taxation, issuing bonds and maintaining public free schools therein, vesting all lands, buildings and all other property now owned and held for free school purposes, by the Silverton Common School District, of Briscoe County, Texas, in the Silverton Independent School District, of Briscoe County, Texas; providing that all outstanding indebtedness, whether bonded or otherwise, of the Silverton Common School District, shall be validated and held a valid obligation against the Silverton Independent School District, of Briscoe County, Texas, declaring valid a maintenance and bond tax heretofore voted by said Silverton Common School District, and repealing all other Acts and laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Reid:

S. B. No. 242, A bill to be entitled "An Act creating the Vega Independent School District in Oldham County, Texas, providing for a board of trustees in said independent school district and conferring on said district and its board of trustees all the rights,

powers, privileges and duties now conferred and imposed by the General Laws of the State upon independent school districts and the board of trustees thereof; to provide for the election of trustees, for the raising of revenues, issuing of bonds, building and maintaining schoolhouses, maintaining public free schools, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Reid:

S. B. No. 243, A bill to be entitled "An Act creating the Wildorado Independent School District in Oldham County, Texas, providing for a board of trustees in said independent school district and conferring on said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of the State upon independent school districts and the board of trustees thereof; to provide for the election of trustees, for the raising of revenues, issuing of bonds, building and maintaining schoolhouses, maintaining public free schools, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Bowers:

S. B. No. 244, A bill to be entitled "An Act conferring upon the Board of Directors of the Agricultural and Mechanical College of Texas the right of eminent domain, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Hardin of Erath, by request:

S. B. No. 245, A bill to be entitled "An Act authorizing the trustees of any common or independent school district of this State to pay off and discharge any bonded indebtedness or any part thereof now or hereafter to be owned by the State Permanent School Fund, outstanding against any such common or independent school district at any interest paying date; and authorizing the State Board of Education to permit the redemption of such bonds within their discretion; providing

the mode and manner of such redemption, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senators Moore of Cooke and Price, by request:

S. B. No. 246, A bill to be entitled "An Act amending Chapter 179 of the General Laws of the Regular Session of the Thirty-third Legislature as amended by Chapter 103 of the General Laws of the Regular Session of the Thirty-fifth Legislature as amended by Chapter 115 of the General Laws of the Regular Session of the Thirty-seventh Legislature as amended by Chapter 177 of the General Laws of the Regular Session of the Thirty-eighth Legislature relating to Workmen's Compensation, Employers' Liability and authorizing any employer of labor in this State who may, under the said Act or Acts, insure his liability to pay the compensation provided by law, to carry his own insurance by depositing with the State Treasurer, money, bonds and other securities, or indemnity bond in an amount to be fixed by the Commissioner of Insurance of the State of Texas, based upon the probable loss of such employer actuarially ascertained providing that such securities may be substituted from time to time, as occasion may require, exempting from taxation such money, bonds or other securities in the City of Austin and Travis County, requiring reports of employers, and declaring an emergency."

Read first time and referred to Committee on Insurance.

By Senators Ward and Real:

S. B. No. 247, A bill to be entitled "An Act to require operators of motor vehicles to obtain license as operators, specifying date when same shall take effect; providing for qualification of licensees; providing that the State Highway Commission shall administer and enforce the provision of this Act; providing that the tax collector of each county shall, under the direction and supervision of the State Highway Commission, receive applications for licenses to operate motor vehicles, to administer such tests as may be required, and issue the license provided herein, and authorizing the State Highway Commission to adopt all necessary rules and regulations to make

effective this provision with the least expense and inconvenience to the public; providing for form of application for license to be prescribed by the State Highway Commission, prescribing a fee to be paid for same and the disposition of such fees; providing for the operation of motor vehicles pending the determination of the application for license; requiring applications by minors to be signed by both parents if living and if not by the surviving parent or guardian of such minor; providing for the appointment by the tax collector of investigators to assist him in determining whether or not the application for license shall be granted and to determine the time and place of such examination; providing for the operation of motor vehicles by parties whose application has been favorably endorsed pending the action of the Highway Commission thereon; providing for the suspension, cancellation and renewal of operator's license and for the issuance of duplicate license; providing for appeal where license is refused; making it a misdemeanor for anyone to operate a motor vehicle in this State who does not hold a license therefor, except as otherwise provided herein; defining the jurisdiction of district and county courts for the enforcement of this Act; for the hearing where it is sought to suspend or cancel a license and for fees of witnesses in such cases; providing penalties for obtaining license by fraudulent means and providing for the expense of administering this Act and the compensation to be paid tax collectors for their service; for exempting certain persons from the operation of this Act; to define the terms used in this Act and to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Moore of Hunt:

S. B. No. 248, A bill to be entitled "An Act to create the Wolfe City Independent School District in Hunt County, Texas, including the present Wolfe City Independent School District of said county, providing for a board of trustees in said district; vesting said independent school district and board of trustees with all the powers, rights, privileges and duties conferred upon independent

school districts incorporated under the General Laws of Texas; providing that the board of trustees of the present Wolfe City Independent School District shall continue to act as such until their successors are elected as provided herein; divesting the city of Wolfe City of the control of the public schools of the district, as created by this Act, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Woodward:

S. B. No. 249, A bill to be entitled "An Act to amend Section 186 of Chapter 23, of the Acts of the Thirty-sixth Legislature of the State of Texas, known as the Negotiable Instrument Act, by adding thereto the following: 'And in no event shall the bank be held liable for any loss occasioned by the negligence of the drawer of a check so drawn in a manner to be easily changed and difficult to detect,' and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Holbrook:

S. B. No. 250, A bill to be entitled "An Act creating and establishing Alvin Independent School District, in Brazoria County, Texas, defining and describing it by metes and bounds, providing for the government thereof, providing for it to assume the outstanding school contracts and indebtedness applicable to the territory so included, vesting in it the title to all school property situated in the territory so included, ratifying and continuing in force the school taxes heretofore voted in said territory; validating local school taxes heretofore levied and assessed against the property situated therein; providing for the extension of boundaries, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Davis:

S. B. No. 251, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two-year period beginning September 1, 1925, and ending August 21, 1927, as follows, to-wit: Confederate Woman's Home;

State Confederate Home; State Lunatic Asylum, State Lunatic Asylum Annex; State Pasteur Institute; Southwestern Insane Asylum; North Texas Hospital for the Insane; East Texas Hospital for the Insane; State Epileptic Colony; State Orphans' Home; State Institution for Training Juveniles; State Colony for Feeble Minded; State Tuberculosis Sanatorium; Hospital for Crippled and Deformed Children; Deaf, Dumb and Blind Institute for Colored Youths; Northwest Texas Insane Asylum; State Home for Dependent and Neglected Children; and declaring an emergency."

Read first time and referred to Committee on Finance.

Bills Ordered Printed in Journal.

On motion of Senator Moore of Cooke, Senate Bills Nos. 156 and 157 were ordered printed in the Journal. (See Appendix for the bills in full.)

House Bill No. 5.

The Chair laid before the Senate, on third reading,

H. B. No. 5, A bill to be entitled "An Act creating and incorporating Common School District No. 16, of Jefferson, County, Texas, etc.

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Bailey.	Parr.
Berkeley.	Pollard.
Bowers.	Price.
Davis.	Real.
Floyd.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Absent.

Fairchild.	Smith.
Murphy.	Witt.

Absent—Excused.

Bledsoe.

House Bill No. 7.

The Chair laid before the Senate, on third reading,

H. B. No. 7, A bill to be entitled "An Act creating and incorporating

French Independent School District in Jefferson County, Texas, etc.

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Bailey.	Parr.
Berkeley.	Pollard.
Bowers.	Price.
Davis.	Real.
Floyd.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Absent.

Fairchild.	Smith.
Murphy.	Witt.

Absent—Excused.

Bledsoe.

House Bill No. 80.

The Chair laid before the Senate, on third reading,

H. B. No. 80, A bill to be entitled "An Act to amend Paragraph No. 4 of Article 1422, Title 17, Chapter 18, of the Penal Code of Texas, 1911, relating to swindling; making certain facts prima facie evidence, and declaring an emergency."

The bill was read third time and passed finally.

House Bill No. 122.

The Chair laid before the Senate, on third reading,

H. B. No. 122, A bill to be entitled "An Act validating the proceedings of the county school boundaries of Alice Independent School District in said Jim Wells County and validating all proceedings had with request to levying a tax of \$1 upon the \$100 valuation of all the taxable property in said school district and validating all proceedings had with reference to the issuance of \$75,000.00 of school building bonds and authorizing their issuance and repealing all laws in conflict, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Bailey.	Parr.
Berkeley.	Pollard.
Bowers.	Price.
Davis.	Real.
Floyd.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Absent.

Fairchild.	Smith.
Murphy.	Witt.

Absent—Excused.

Bledsoe.

House Bill No. 139.

The Chair laid before the Senate, on third reading,

H. B. No. 139, A bill to be entitled "An Act providing for the development and improvement of navigation of the inland coastal waters of this State pursuant to Section 59 of Article 16 of the State Constitution; providing for the preservation and conservation of inland and coastal waters of this State under said constitutional provision; providing for navigation districts; providing for the raising of the necessary funds, the issuance of bonds and the levying and collection of necessary taxes for such purposes; providing all things necessary and incident to such purpose and subject."

The bill was read third time and passed finally, by the following vote:

Yeas—21.

Bailey.	Price.
Berkeley.	Real.
Bowers.	Reid.
Davis.	Russek.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Moore of Hunt.	Wirtz.
Parr.	Wood.
Pollard.	

Present—Not Voting.

Floyd.

Absent.

Fairchild.	Moore of Cooke.
Miller.	Murphy.

Parnell.	Witt.
Smith.	Woodward.

Absent—Excused.

Bledsoe.

House Bill No. 141.

The Chair laid before the Senate, on third reading,

H. B. No. 141, A bill to be entitled "An Act creating and incorporating Holliday Independent School District, in Archer County, Texas, etc."

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Bailey.	Parr.
Berkeley.	Pollard.
Bowers.	Price.
Davis.	Real.
Floyd.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Absent.

Fairchild.	Smith.
Murphy.	Witt.

Absent—Excused.

Bledsoe.

House Bill No. 152.

The Chair laid before the Senate, on third reading,

H. B. No. 152, A bill to be entitled "An Act validating Common School District No. 3, of Hudspeth County, and validating a maintenance tax election heretofore held by said district; defining the powers of the county board of school trustees of Hudspeth County, of said district; and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Bailey.	Holbrook.
Berkeley.	Lewis.
Bowers.	Miller.
Davis.	Moore of Hunt.
Floyd.	Moore of Cooke.
Hardin of Erath.	Parnell.
Hardin of Kaufman	Parr.

Pollard.	Stuart.
Price.	Triplett.
Real.	Ward.
Reid.	Wirtz.
Russek.	Wood.
Strong.	Woodward.

Absent.

Fairchild.	Smith.
Murphy.	Witt.

Absent—Excused.

Bledsoe.

House Bill No. 172.

The Chair laid before the Senate, on third reading,

H. B. No. 172, A bill to be entitled "An Act to create the Caddo Independent School District in Stephens County, Texas, etc."

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Bailey.	Parr.
Berkeley.	Pollard.
Bowers.	Price.
Davis.	Real.
Floyd.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Absent.

Fairchild.	Smith.
Murphy.	Witt.

Absent—Excused.

Bledsoe.

House Bill No. 108.

The Chair laid before the Senate, on second reading,

H. B. No. 108, A bill to be entitled "An Act validating Consolidated Common School District No. 110 of Palo Pinto County, Texas, etc."

The committee report, that the bill be not printed, was adopted.

H. B. No. 108 was read second time and passed to a third reading.

House Bill No. 120.

The Chair laid before the Senate, on second reading,

H. B. No. 120, A bill to be entitled "An Act to create the Big Wells In-

dependent School District in Dimmit County, Texas; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon common school districts incorporated under the General Laws of Texas; providing for a board of trustees to serve until the time for the next election of school trustees as provided by General Laws, and declaring an emergency."

The committee report, that the bill be not printed, was adopted.

H. B. No. 120 was read second time and passed to a third reading.

House Bill No. 130.

The Chair laid before the Senate, on second reading,

H. B. No. 130, A bill to be entitled "An Act to amend Section 1, Chapter 77, General Laws of the Thirty-eighth Legislature, Regular Session, providing for the omission of Houston County, and declaring an emergency."

The committee report, that the bill be not printed was adopted.

H. B. No. 130 was read second time and passed to a third reading.

After discussion, Senator Pollard moved to reconsider the vote by which the bill was passed to a third reading, which motion was adopted, and the bill was laid on the table, subject to call.

House Bill No. 131.

The Chair laid before the Senate, on second reading,

H. B. No. 131, A bill to be entitled "An Act to create the Liberty Independent School District in Bailey County, Texas."

The committee report, that the bill be not printed, was adopted.

H. B. No. 131 was read second time and passed to a third reading.

House Bill No. 137.

The Chair laid before the Senate, on second reading,

H. B. No. 137, A bill to be entitled "An Act creating the Matador Independent School District in Motley County, Texas."

The committee report, that the bill be not printed, was adopted.

H. B. No. 137 was read second time and passed to a third reading.

Senator Wood moved that the vote

by which Senate Bills No. 131 and 137 were passed to a third reading, be reconsidered, which motion was adopted.

The bills were then, on motion of Senator Wood, laid on the table, subject to call.

Senate Bill No. 64.

Senator Stuart called up from the table and the Chair laid before the Senate, on second reading,

S. B. No. 64, A bill to be entitled "An Act to define, regulate and license real estate brokers, real estate agents and real estate salesmen within the State of Texas, to create a State Board of Examiners to operate in conjunction with the office of the Commissioner of the General Land Office, and providing for the appointment of such examiners and fixing their qualifications, compensation and term of office, and providing certain qualifications of real estate brokers, real estate agents and salesmen before receiving license, and providing for certain license fees to be paid by each applicant for real estate license, and also providing for the giving of bond for the protection of the public from fraud and misrepresentation by such real estate broker, salesman or agent, and providing for the revoking of license by the State Board of Examiners and stating the grounds for such action, and to provide a penalty for the violation of the provisions hereof; repealing all laws in conflict herewith, and providing that the invalidation by the courts of any section or provision of this Act shall not invalidate any other provision hereof."

The bill had already been read second time, action recurred on the passage to engrossment, and Senator Davis offered the following amendment, which was read and adopted:

Amend S. B. No. 64 by adding a new section as follows:

Section——. The deals and contracts made and entered into by those operating under the provisions of this Act shall be under regulated by the Statutes of Fraud, being Title 62, Revised Statutes, 1911.

Senator Wirtz offered the following amendment, which was read and adopted:

Amend S. B. No. 64 by striking out Section 13, page 8, line 32 and 33 and line 1, page 9, the following: "That only one bond shall be required for each firm, co-partnership, association or corporation;" and in lieu thereof add the following:

"Provided, that whenever any suit shall be instituted in any court for a recovery on said bond, another bond in the same amount, and alike conditioned and payable shall be filed within ten days from the service of citation in said suit, and provided that all bonds required hereunder shall be executed, as surety, by a surety company authorized to transact business in Texas under the laws of Texas."

Senator Ward offered the following amendment, which was read and adopted:

Amend S. B. No. 64 by adding after the word "broker," in line 10, page 3, the following words: "One a qualified attorney-at-law."

Senator Wirtz offered the following amendment, which was read and adopted:

Amend S. B. No. 64, page 10, by adding after the period on line 18, the following:

"Provided that any person operating under this Act who shall violate any of the provisions of this section shall be deemed guilty of a felony, and upon conviction shall be punished by confinement in the penitentiary for any term of years not less than one or more than five."

Action recurred on the engrossment of the bill, and the same was ordered engrossed by the following vote:

Yeas—13.

Berkeley.	Price.
Bowers.	Real.
Floyd.	Reid.
Moore of Hunt.	Stuart.
Parnell.	Triplett.
Parr.	Wood.
Pollard.	

Nays—9.

Bailey.	Moore of Cooke.
Hardin of Erath.	Russek.
Hardin of Kaufman.	Ward.
Holbrook.	Wirtz.
Lewis.	

Present—Not Voting.

Woodward.

Absent.

Miller. Strong.

(Pairs Recorded.)

Senator Davis (present), who would vote nay; with Senator Witt (absent), who would vote yea.

Senator Fairchild (present), who would vote nay; with Senator Murphy (absent), who would vote yea.

Senator Smith (present), who would vote nay; with Senator Bledsoe (absent), who would vote yea.

H. C. R. No. 10.

The Chair laid before the Senate, H. C. R. No. 10, requesting certain information from the Secretary of State with reference to the cost of printing, etc., of Revised Statutes. The resolution was adopted.

Simple Resolution No. 29.

Senator Holbrook moved to reconsider the vote by which the Senate, on yesterday, refused to adopt Simple Resolution No. 29.

The motion was adopted.

The Chair then laid before the Senate,

Simple Resolution No. 29, requesting the House to return to the Senate S. B. No. 84.

The motion to adopt the resolution was lost by the following vote:

Yeas—13.

Bailey.	Parr.
Berkeley.	Pollard.
Fairchild.	Russek.
Floyd.	Strong.
Hardin of Erath.	Ward.
Holbrook.	Wirtz.
Miller.	

Nays—13.

Bowers.	Reid.
Davis.	Smith.
Hardin of Kaufman.	Stuart.
Lewis.	Triplett.
Moore of Cooke.	Wood.
Parnell.	Woodward.
Price.	

Absent.

Murphy.	Witt.
Real.	

(Pair Recorded.)

Senator Moore of Hunt (present), who would vote yea; with Senator Bledsoe (absent), who would vote nay.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

S. C. R. No. 18, A concurrent resolution "Demanding that the Appropriation Bills be printed immediately."

S. B. No. 7, A bill to be entitled "An Act to adopt and establish a 'Penal Code' and a 'Code of Criminal Procedure' for the State of Texas."

H. C. R. No. 10, A concurrent resolution "Securing certain information from the Secretary of State."

S. B. No. 67, A bill to be entitled "An Act to amend Chapter 32, Acts of the Regular Session of the Thirty-fifth Legislature, the same being entitled 'An Act to amend Chapter 8, Acts of the Regular Session of the Twenty-eighth Legislature, the same being entitled 'An Act to aid the city of Galveston in elevating and raising said city so as to protect it from calamitous overflows by donating and granting to it the State ad valorem taxes and a part of the occupation and poll taxes collected on property and from persons in Galveston County for a period of fifteen years, and to provide a penalty for their misapplication, by extending the provisions of said Act for a period of ten years from September 1, 1918, 'by extending the provisions of said Act for a period of ten years from September 1, 1928.'"

S. C. R. No. 17, A concurrent resolution "Demanding the repeal of the Esch-Cummings Act."

S. B. No. 182, A bill to be entitled "An Act to amend Section 52 of Article 30 of Title 5 of the Revised Civil Statutes of Texas, as amended by Chapter 100 of the General Laws of the State of Texas passed by the Thirty-eighth Legislature at its Regular Session, changing the time of holding the terms of the district court of the Fifty-second Judicial District of Texas; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Respectfully submitted,

C. L. PHINNEY,
Chief Clerk, House of Representatives.

Senate Bill No. 183.

Senator Davis moved that S. B. No. 183, the Departmental Appropriation Bill, be made a special order for tomorrow morning immediately following the conclusion of the morning call.

Senator Floyd moved that the bill be made a special order for Monday morning, which motion was lost.

The motion by Senator Davis was adopted.

Senate Bill No. 149.

The Chair laid before the Senate, on third reading.

S. B. No. 149, A bill to be entitled "An Act to create 101st Judicial District of Texas."

Senator Price offered the following amendment:

Amend the caption of S. B. No. 149, by striking out the words "101st Judicial District" wherever they appear and insert in lieu thereof the words "102nd Judicial District."

The amendment was read and adopted, by the following vote:

Yeas—22.

Berkeley.	Real.
Davis.	Reid.
Floyd.	Russek.
Holbrook.	Smith.
Lewis.	Strong.
Miller.	Stuart.
Moore of Hunt.	Triplett.
Moore of Cooke.	Ward.
Parr.	Wirtz.
Pollard.	Wood.
Price.	Woodward.

Nays—3.

Bailey.	Hardin of Kaufman.
Fairchild.	

Absent.

Bowers.	Parnell.
Hardin of Erath.	Witt.
Murphy.	

Absent—Excused.

Bledsoe.

Senator Price offered the following amendment, which was unanimously adopted:

Amend S. B. No. 149 by striking out the words "101st Judicial District" wherever they appear after the enacting clause and insert in lieu thereof the words "102nd Judicial District."

The bill was read third time and passed finally, by the following vote:

Yeas—21.

Berkeley.	Holbrook.
Davis.	Miller.
Floyd.	Moore of Hunt.
Hardin of Erath.	Parnell.

Parr.	Stuart.
Pollard.	Triplett.
Price.	Ward.
Real.	Wirtz.
Reid.	Wood.
Russek.	Woodward.
Smith.	

Nays—6.

Bailey.	Lewis.
Fairchild.	Moore of Cooke.
Hardin of Kaufman.	Strong.

Absent.

Bowers.	Witt.
Murphy.	

Absent—Excused.

Bledsoe.

Senate Bill No. 147.

The Chair laid before the Senate, on third reading,

S. B. No. 147, A bill to be entitled "An Act for the protection of those who have filed exemption of homestead donation claims on school Section 2, S. F. Ry. Co. certificate sixteen sixty-eighths in Jack County, Texas, by authorizing the original pre-emptors of their assignees in good faith and for value to purchase, and the Commissioner of the General Land Office to sell to them such portions as they own in good faith and for value under said pre-emption or homestead claim, at fifty cents (\$.50) per acre, after they have filed notice in the General Land Office, and have set such requirements as the law imposes on the owners of homestead or pre-emption claims, and purchasers of school lands desiring patents therefor, and declaring an emergency."

The bill was read third time and passed finally.

Senate Bill No. 151.

The Chair laid before the Senate, on third reading,

S. B. No. 151, A bill to be entitled "An Act to amend Article 5695a, Revised Civil Statutes of 1911 of the State of Texas as amended by Chapter 123, page 250, of the Acts of the Regular Session of the Thirty-third Legislature of 1913, as amended by Chapter —, page 39, of the Session Laws of the First Called Session of the Thirty-third Legislature of 1913, relating to liens reserved in deeds, deeds of trust, vendor's lien notes and the extension thereof by adding

thereto the following, to-wit: 'Provided, however, that the lien retained in the original mortgage, deed of trust or conveyance of recorded extension, shall not extend beyond four years from the date of the maturity of the indebtedness specifically described therein;' and declaring an emergency."

The bill was read third time and passed finally.

Senate Bill No. 205.

The Chair laid before the Senate, on third reading,

S. B. No. 205, A bill to be entitled "An Act to amend Chapter 109, being House Bill No. 564 passed at the Regular Session of the Thirty-eighth Legislature of the State of Texas and entitled, 'An Act amending Sections 6 and 6a of Chapter 8, being House Bill No. 45 passed at the First Called Session of the Thirty-seventh Legislature of the State of Texas, and entitled 'An Act to amend Chapter 46 of the General Laws of the State of Texas at the Regular Session of the Thirty-fifth Legislature, being an Act to reorganize the Twenty-eighth Judicial District of the State of Texas, etc.'"

Senator Parr offered the following amendment, which was unanimously adopted:

Amend S. B. No. 205, page 2, by inserting the figures "103" in the blank space and by inserting the figures "103" in the blank space in Section 3.

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Berkeley.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman.	Smith.
Holbrook.	Strong.
Lewis.	Stuart.
Miller.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Parnell.	Wood.
Parr.	Woodward.

Absent.

Bailey.	Murphy.
Floyd.	Witt.

Absent—Excused.

Bledsoe.

Recess.

On motion of Senator Wood, the Senate, at 12 m., recessed until 2:30 o'clock today.

After Recess.

The Senate was called to order by Lieutenant Governor Miller.

Concurrent Resolution No. 19.

By Senator Parr:

Whereas, Hon. Joseph Bailey, great statesman and democrat, is in the city; therefore,

Be it Resolved by the Senate, the House of Representatives concurring, That he be invited to address a joint session of the House and Senate, in the House, at 5 o'clock this afternoon, February 5, 1925.

The resolution was read, and Senator Parr moved that the hour be changed until 7:30.

Senator Floyd moved that the hour for the speaking be at 5 p. m. today.

Senator Parr moved to table the Floyd motion, which motion to table was lost.

The Floyd motion was then adopted.

The resolution was then adopted.

Senate Bill No. 73.

The Chair laid before the Senate, on second reading,

S. B. No. 73, A bill to be entitled "An Act to amend Section 1 of Chapter 53, Acts of the Regular Session of the Thirty-fourth Legislature, empowering commissioners' courts to acquire lands for county park purposes, and levy taxes therefor, so as to provide for the levy of taxes or the issue of bonds for the purchase and improvement of lands for county parks, if authorized by majority vote of the qualified property, taxpaying voters of the county, voting at elections held for such purposes; adding to said Chapter 53, Acts of the Regular Session of the Thirty-fourth Legislature, two new sections designated as Sections 1a and 1b; providing that the law for holding elections on other county bonds shall apply to tax and bond elections herein authorized; providing that any county that has heretofore voted taxes for county parks may issue bonds for such purpose by complying with the requirements of this Act and first holding an election for that purpose; providing that no county shall levy more than five (5) cents on the hundred dollars'

valuation of taxable property for county park purposes, for payment of county park bonds or both as the case may be, and declaring an emergency."

On motion of Senator Reid the bill was laid on the table, subject to call.

Senate Bill No. 76.

The Chair laid before the Senate, on second reading,

S. B. No. 76, A bill to be entitled "An Act to provide an old age pension system for resident citizens over the age of seventy years; providing for the administration of the system through the county commissioners' courts of the various counties in the State and requiring the payment of the old age pension and the expense of the administration from the general revenue of the county of which the applicant is a resident; prescribing the qualifications of an applicant for a pension under the Act and permitting the discontinuances of the pension on conviction of an offense or upon evidence of changed status of the pensioner; and fixing the punishment of any applicant or other person violating any of the provisions of the Act; defining certain terms used in the Act and identifying the measure as the Old Age Pension Act of the State of Texas."

S. B. No. 76 was read second time and laid on the table, subject to call.

Senate Bill No. 215.

The Chair laid before the Senate, on second reading,

S. B. No. 215, A bill to be entitled "An Act to create the Anton Independent School District in Hockley and Lamb Counties, Texas, including therein a part of Common School District No. 2, in Hockley County, Texas, and a part of the Littlefield Independent School District in Lamb County, Texas, and defining its boundaries providing for the election of a board of trustees therefor, vesting said independent school districts with all of the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas, declaring that all taxes and bonds heretofore authorized by any former district or districts, part or parts of which are included in the Anton Independent School District shall remain in full force and effect, and for the payment of the pro rata part thereof, or the pro rata parts thereof, repealing all laws or parts of laws in conflict here-

with in so far as they may relate to it, providing that invalidation by the courts of any section or provision of this Act shall not invalidate any remaining provision thereof, and declaring an emergency."

The bill was read second time and laid on the table, subject to call.

Senate Bill No. 216.

The Chair laid before the Senate, on second reading,

S. B. No. 216, A bill to be entitled "An Act to amend Chapter 28, Special Laws of the Thirty-second Legislature, Regular Session, being entitled 'An Act creating the Oak Alla Independent School District in Burnet County, Texas; defining its metes and bounds; providing for a board of trustees therefor; vesting it with the rights and duties of districts incorporated for school purposes only under the General Laws, and declaring an emergency,' by amending Section 4 of the said Act so that the same shall hereafter read as herein set out, and declaring an emergency."

The Committee report, that the bill be not printed, was adopted.

S. B. No. 216 was read second time and passed to engrossment.

Senate Bill No. 225.

The Chair laid before the Senate, on second reading,

S. B. No. 225, A bill to be entitled "An Act to amend Article 2909bb, Chapter 20, Title 48, of the Revised Civil Statutes of the State of Texas, as amended by Chapter 44, Section 5, printed Acts of the First Called Session of the Thirty-fifth Legislature, 1917, providing for a uniform system of textbooks; repealing all laws and parts of laws in conflict, and declaring an emergency."

The committee report, that the bill be not printed, was adopted.

The Senate ordered that the bill be printed.

Senate Bill No. 227.

The Chair laid before the Senate, on second reading,

S. B. No. 227, A bill to be entitled "An Act to amend Chapter 55, Special Laws of the Thirty-second Legislature, Regular Session, being entitled 'An Act creating the Briggs Independent School District in Burnet County, Texas; defining its metes and bounds; providing for a

board of trustees therefor; vesting it with the rights and duties of districts incorporated for school purposes only under the General Laws, and declaring an emergency,' by amending Section 4 of the said Act so that the same shall hereafter read as herein set out, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

Senate Bill No. 181.

The Chair laid before the Senate, on second reading,

S. B. No. 181, A bill to be entitled "An Act declaring that Tarrant County Water Improvement District No. 1 has heretofore been duly and regularly established as a defined water improvement district in accordance with the provisions of Chapter 87, Acts of the Thirty-fifth Legislature and Acts additional thereto or amendatory thereof; defining the boundaries of said district; granting said district a special law for its local government; defining its powers; prescribing its duties and liabilities; providing for the election of directors of said district and vesting in them the management and control of all the business and property of said district; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Senator Stuart offered the following amendment, which was read and adopted:

Amend S. B. No. 181, by striking out all of Section 14, and substituting in lieu thereof, the following:

"Section 14. If the final judgment in said suit shall be in favor of the validity of this Act, then the directors of 'Tarrant County Water Improvement District No. 1' may, in their discretion, at any time within two years after this Act takes effect elect to file with the county commissioners' court of Tarrant County, Texas, an application for an election to be held within the boundaries of said district, to determine whether the district shall adopt this special Act as the law governing said district. Upon the filing of such application the county commissioners' court shall order such election at such time as the application may designate. Other questions concerning the district may be submitted to vote at such election. At

said election there shall be submitted the following propositions to be voted on:

"For the adoption of the Special Act of the Legislature governing Tarrant County Water Improvement District No. 1," and

"Against the adoption of the Special Act of the Legislature governing Tarrant County Water Improvement District No. 1."

The bill was then passed to engrossment.

Here the Senate was at ease subject to the call of the Chair.

At 3:15 o'clock p. m. the Senate was called to order by Lieutenant Governor Miller.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, Feb. 5, 1925.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 19, inviting Hon. Joseph W. Bailey to address a joint session of the House and Senate—with amendment, changing the hour to 7:30 p. m. instead of 5 p. m.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives.

Senator Parr moved that the Senate concur in the House amendment to S. R. No. 19, which motion was adopted.

Recess.

On motion of Senator Wood, the Senate recessed until 7:30 o'clock tonight.

After Recess.

The Senate was called to order by Lieutenant Governor Miller.

The purpose of the meeting at the evening hour being to attend the joint session, in the House, on account of the address of the Hon. Joseph Weldon Bailey, provided for by concurrent resolution.

Adjournment.

Senator Strong moved that the Senate repair to the House, and that the Senate proper adjourn until 10 o'clock tomorrow morning.

The motion was adopted.

APPENDIX.

Bill Signed.

The Chair, Lieutenant Governor Miller, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following bills:

H. B. No. 12.

Committee Reports.

(Majority Report.)

Committee Room,

Austin, Texas, Feb. 5, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on Finance, to whom was referred

S. B. No. 251, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two-year period beginning September 1, 1925, and ending August 31, 1927, as follows, to-wit: Confederate Woman's Home; State Confederate Home; State Lunatic Asylum; State Lunatic Asylum Annex; State Pasteur Institute; Southwestern Insane Asylum; North Texas Hospital for the Insane; East Texas Hospital for the Insane; State Epileptic Colony; State Orphans' Home; State Institution for Training Juveniles; State Colony for Feeble Minded; State Tuberculosis Sanatorium; Hospital for Crippled and Deformed Children; Deaf, Dumb and Blind Institute for Colored Youths; Northwest Texas Insane Asylum; State Home for Dependent and Neglected Children, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

DAVIS, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, Feb. 5, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, a minority of your Committee on Finance, to whom was referred

S. B. No. 251, which, omitting the caption, is the general appropriation bill for the eleemosynary institutions of the State of Texas for the next

biennium, have had the same under consideration and beg leave to report that we desire to especially call your attention to the bill in this—a majority of the finance committee has refused to include in the bill any appropriation whatever for the Girls' Training School at Gainesville.

A law cannot be passed unless it is passed by both Houses and approved by the Governor; a law cannot be repealed until it is passed by both branches of the Legislature and approved by the Governor, and if the Governor withholds his approval, then passed over his veto. It is our opinion that as long as this law remains on the statute books of this State neither branch of the Legislature should arbitrarily refuse to provide for its maintenance and support.

We think that this school is needed in Texas, and give notice that we will offer an amendment on the floor of the Senate restoring the appropriation for the maintenance and support of this institution for the next biennium, less the appropriation for the fence.

WOOD.
WARD.
FLOYD.

Committee Room,

Austin, Texas, Feb. 5, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

S. B. No. 218, A bill to be entitled "An Act to repeal Chapter 50 of the Local and Special Laws of the Regular Session of the Thirty-eighth Legislature, which said Act became effective the fourth day of April, 1923, and which said Act created a special road system for Fayette County, Texas, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

FLOYD, Chairman.

Committee Room,

Austin, Texas, Feb. 5, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 209, A bill to be entitled "An Act to amend Section 1 and 3 of the Act passed by the Thirty-eighth Legislature of Texas, the same being Chapter 74 of the Acts of the Regular

Session of the Thirty-eighth Legislature by taking Fayette County out of the First Supreme Judicial District of Texas and placing it in the Third Supreme Judicial District of Texas, and to repeal all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 156,

Have had the same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed.

Ward, Chairman; Smith, Woodward, Stuart, Fairchild, Wood.

(Floor Report.)

Senate Chamber,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 157, A bill to be entitled "An Act to amend Article 788, of the Code of Criminal Procedure, by repealing Subdivision 3 thereof."

Have had the same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed.

Ward, Chairman; Smith, Woodward, Stuart, Fairchild, Wood.

Committee Room,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred

S. B. No. 139, A bill to be entitled "An Act providing for regulation of the practice of chiropody, and fixing a penalty."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

BERKELEY, Chairman.

Committee Room.

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 232, A bill to be entitled "An Act authorizing the Texas Library and Historical Commission to place certain historical relics in the custody of the Daughters of the Republic of Texas and the United Daughters of the Confederacy, Texas Division, providing for their safekeeping, safeguarding the title of the State thereto, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BAILEY, Chairman.

Committee Room,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 173, A bill to be entitled "An Act amending Section 2, Chapter 29, General Laws of the Thirty-eighth Legislature, enacted at the Third Called Session thereof, so as to add the words "in contemplation of death" to the clause levying a tax upon property passing by deed, grant, sale or gift made or intended to take effect in possession or enjoyment after the death of the grantor or donor."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BAILEY, Chairman.

Committee Room,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 147, A bill to be entitled "An Act to amend Article 3883, Revised Civil Statutes of Texas, fixing fees allowed officers in counties having a population of 37,000 inhabitants, or containing cities of 25,000, and declaring an emergency."

Have had the same under consid-

eration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BAILEY, Chairman.

Committee Room,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 90, A bill to be entitled "An Act amending Article No. 5655 and Article No. 5658, Chapter 7, Title 86, Revised Civil Statutes of Texas, 1911, regarding instruments intended to operate as liens on personal property, and providing for the filing and registration thereof, and the effect of such instruments when not filed for registration, by adding thereto a provision in reference to the filing and registration of transfers, of chattel mortgages, deeds of trust and other evidences of lien upon personal property."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BAILEY, Chairman.

Committee Room,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 234, A bill to be entitled "An Act to amend Article 6171j of Title 103 of the Revised Civil Statutes of the State of Texas, relating and pertaining to assignments, mortgages and power of attorneys to collect salaries or wages, and requiring such assignments, mortgages or power of attorneys to be signed and duly acknowledged by the employer; repealing all laws and parts of laws in conflict; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BAILEY, Chairman.

Committee Room,

Austin, Texas, Feb. 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 211, A bill to be entitled "An Act to require a payment of bonds and coupons promptly at the place of maturity; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following committee amendment:

Amend Senate Bill No. 211 by inserting in line 2 of Section 2, after the word "Act" the following language: "there being, at the time, money in the sinking fund to meet the payment due on such bond or coupon."

BAILEY, Chairman.

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 169, A bill to be entitled "An Act to amend Article 1121 of the Revised Statutes of the State of Texas, 1911, providing additional purposes for which corporations may be formed under the laws of Texas."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

BAILEY, Chairman.

Committee Room,
Austin, Texas, Feb. 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 184, A bill to be entitled "An Act to amend Article 4980, Chapter 1, Title 72, of the 1911 Revised Civil Statutes of the State of Texas, by providing that all written contracts whatsoever, which may in any way directly or indirectly violate the preceding article by stipulating for a greater rate of interest than 8% per annum shall be void, and providing that all laws or parts of laws in conflict herewith are hereby repealed."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following committee amendment:

Amend Senate Bill No. 184 by striking out, wherever it occurs, in the caption and in the bill "8%" and insert in lieu thereof "10%."

BAILEY, Chairman.

Committee Room,
Austin, Texas, Feb. 5, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 147 carefully examined and compared and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 5, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 151 carefully examined and compared and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 5, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 149 carefully examined and compared and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 5, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 205 carefully examined and compared and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 5, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 16 carefully examined and compared and find the same correctly enrolled, and have this day at 10:45 o'clock p. m. presented same to the Governor for her approval.

FLOYD, Chairman.

TWENTIETH DAY.

Senate Chamber,
Austin, Texas,

Friday, February 6, 1925.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Parr.
Berkeley.	Pollard.
Bowers.	Price.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Absent.

Murphy. Real.

Absent—Excused.

Bledsoe.

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Davis.

See appendix for committee reports.

Petitions and Memorials.

By Senator Bailey:

Protest of the Kenedy Rotary Club against the passage of S. B. No. 83, being an Act regulating the manner in which cities and towns operate public utilities. * * * Protest of the Kenedy Chamber of Commerce against the passage of S. B. No. 83, an Act regulating the manner in which cities and towns shall operate public utilities.

Special Committee Report.

By Senator Woodward:

(Majority Report.)

Committee Room,

Austin, Texas, Feb. 5, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee heretofore appointed on January 22, 1925, in pursuance of Simple

Resolution No. 16, by Senator Price, beg leave to submit to the Senate of Texas our report as follows:

On Thursday, January 22, 1925, the following resolution was unanimously adopted by the Senate:

Simple Resolution No. 16.

By Senator Price:

"Whereas, Her Excellency, Mrs. Miriam A. Ferguson, has been by the people of Texas elected to the office of Governor of said State; and

Whereas, In her campaign before the people, the said Mrs. Miriam A. Ferguson declared that her main purpose in aspiring for said office was to have removed the judgment heretofore rendered by the Senate of Texas against her husband, James E. Ferguson, a former governor, removing him from office and disqualifying him from holding any office of honor, trust or profit under this State; and

Whereas, The opinion has been expressed that the election of Mrs. Ferguson determines that it is the desire of the people of Texas to restore to James E. Ferguson, Ex-Governor, the full political rights enjoyed by him prior to his impeachment and conviction; therefore be it

Resolved, By the Senate of Texas that the President of the Senate be, and he is hereby empowered and requested to appoint a committee of five members of the Senate whose duty it shall be to investigate and report back to the Senate the means or method of procedure whereby the political rights of said James E. Ferguson may be restored to him in keeping with law and the constitution; and be it further

Resolved, That such committee shall during its deliberations invoke the advice and counsel of the Attorney General and of other persons learned in the law and constitution of this State."

Thereafter, and on the—day of January, 1925, in pursuance of said resolution, the President of the Senate appointed as members of said committee the following members:

Price, Russek, Woodward, Ward, Hardin of Kaufman.

In pursuance of said resolution, your committee so appointed has made diligent search of the Constitution and laws of this State, the various other States of the Union, and the United States, and we have been unable to find where a proceeding of this character has ever been presented to any legislature of any State